

in listening to a “previously recorded” audio program when the user terminates a *first review session*. The system then provides the user with the option of restarting the program, for example, from that “bookmark” in a *subsequent review session*. In one embodiment of this invention, a user has no knowledge of the content of the pre-recorded material. The present invention would mark the user’s progress when he or she terminates a *first review session* by disconnecting from the network. Then, on a subsequent session, the user would be able to continue from the point where he or she disconnected – without having to start from the beginning of the material or knowing where in the program he or she left off.

Although both the Bieselin reference and the present invention are generally concerned with playing back sequential recorded material, Bieselin does not teach the step of tracking the “progress in the user’s *review* of [the previously recorded material] during a *first review session*.” [emphasis added] The step of setting a “bookmark” in the Bieselin reference only concerns marking significant points of the material *as it is being recorded*. This step seeks to allow a user easy access to these significant events in his or her own sequentially recorded material. Conversely, the present invention proposes a system that allows a user to stop and “bookmark” a program *as it is being played back*, regardless of whether the material being reviewed at the time has any significance to the subject of the program. Furthermore, the Bieselin “bookmark” is not indicative of the termination of a session. In other words, a user in Bieselin would not be able to – in fact, the user would not have reason to – return to the system and access a bookmark until the conference recording is completed. On the contrary, the “bookmark” in the present invention is associated with the termination of a review session, and a user can start a new session from that “bookmark” at any time. Thus, the purpose and spirit of the

bookmark in Bieselin is different than that of the present invention and, consequently, there is no suggestion to adapt Bieselin's bookmark to that claimed for the present invention. Therefore, Applicant respectfully submits that the present invention would not have been obvious, in view of Bieselin, to one of ordinary skill in the art at the time the invention was made. Accordingly, Applicant respectfully submits that claims 1, 9, 17, 22, and 25 are patentable over Bieselin.

Claims 2-8, 10-16, 18-21, 23-24 and 26-30 depend from claims 1, 9, 17, 22 and 25, respectively. As such, Applicant submits that they are allowable for at least the same reasons as those set forth above with regards to claims 1, 9, 17, 22, and 25.

Independent claim 25 was not amended. This is because claim 25 explicitly describes "a *playback* position monitor coupled to [a] program *playback* module..." [emphasis added] (Claim 25, lines 6-7). Thus, it directly reflects the differences between the present invention and Bieselin.

Objection to Figure 2B – 37 CFR 1.84(p)(5):

The Figure 2B was objected to for including reference signs not mentioned in the description: the steps 226, 231-234, and 237.

The references to steps 226, 232-234, and 237 in Figure 2B have been added to the detailed description in the foregoing amendments. Applicant respectfully submits that the reference sign "step 231" was described in the detailed description (Page 10, lines 15-18). As such, no amendments were made with regards to this step.

Conclusion:

In light of the foregoing amendments and remarks, this application is respectfully asserted to be in condition for allowance.

Respectfully,

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